



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

January 19, 2011

TOM MECHLER, TREASURER  
REPUBLICAN PARTY OF TEXAS  
1108 LAVACA STREET, SUITE 500  
AUSTIN, TX 78701

**Response Due Date**  
**02/23/2011**

IDENTIFICATION NUMBER: C00143743

REFERENCE: AMENDED 12 DAY PRE-GENERAL REPORT (10/01/2010 - 10/13/2010),  
RECEIVED 12/02/2010

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 6 item(s):

1. Schedule B, supporting Line 21(b) of your report discloses negative entries totaling -\$5,944.58 with purposes of "Offset In-Kind Line 23" and "Offset In-Kind on Line 23". However, Line 23 of your report does not disclose any in-kind contributions. Please amend your report by itemizing the in-kind contributions on Schedule B, or provide additional clarification regarding this apparent discrepancy.
2. Schedule B supporting Line 30(b) of your report discloses a payment(s) for "Party Non-Allocable Voter Registration Mailing" and "FEA GOTV Mailers" which is categorized as Federal Election Activity and therefore, may require the disclosure of the candidate(s) this activity should be attributed to. Expenditures and disbursements for public communications that refer to a clearly identified candidate for Federal office and that promote, support, attack or oppose any candidate for Federal office, meet the definition of Federal Election Activity under 11 CFR §100.24 and should be disclosed on Schedule B for Line 30(b) along with the identity of the candidate(s).

Further, please be advised that public communications that meet the definition of Federal Election Activity and that also contain express advocacy as defined under 11 CFR §100.22, but do not meet the conditions of exempt activity, would constitute an in-kind contribution, an independent expenditure or a coordinated party expenditure and should be properly disclosed on a Schedule B, E or F supporting Lines 23, 24 or 25, as appropriate rather than on Schedule B for Line 30(b). Please clarify if this activity meets the definition of Federal

## REPUBLICAN PARTY OF TEXAS

Page 2 of 3

Election Activity or if it contains express advocacy and amend your report to properly disclose this activity, if necessary.

3. Schedule F of your report discloses a coordinated expenditure(s) made directly to a candidate committee(s). Please be advised that a coordinated expenditure is to be made on behalf of a candidate for the General Election. The funds cannot be contributed directly to the candidate committee. As such, your expenditure(s) appears to be a contribution to a federal candidate and is subject to the limits set forth in the Act. Please amend your report to clarify your expenditure(s) and disclose it on the appropriate schedule supporting the correct line of the Detailed Summary Page, if necessary.

4. Schedule F of your report discloses coordinated expenditures totaling \$3,163.33 paid to "Republican National Committee"; however, a review of the reports filed by this committee does not disclose receipt of this payment from your committee. Please verify the identity of the recipient committee or provide additional clarifying information.

5. Schedule H2 discloses an event called "Dallas Luncheon with Kay Bailey Hutchison" which is categorized as a fundraising event. Please be advised that a party committee cannot use the name of a federal candidate in the name of any special communications, fundraising events or advertising projects unless the name clearly shows opposition to the identified candidate. 11 CFR §102.14(a) and (b)(3). Please amend your report(s) to provide clarifying information regarding this activity.

Note, if your committee is acting as a joint fundraising representative for one or more federal committees per 11CFR §102.17, please amend your Statement of Organization to include the name of all federal committees/candidates participating in the joint fundraising effort and amend your reporting schedules, as appropriate.

6. On Schedule H2, you disclose the ratio for "Dallas Luncheon with Kay Bailey Hutchison" to be "new"; however, Schedule H2 of your October Monthly Report (9/1/10-9/30/10) disclosed a ratio for this activity/event which is identical to the one given in this report. Please amend your report to clarify this discrepancy. 11 CFR §§104.10 and 104.17

**Please note, you will not receive an additional notice from the Commission on this matter.** Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to

REPUBLICAN PARTY OF TEXAS

Page 3 of 3

taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1141.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Buckley", with a stylized flourish at the end.

Daniel Buckley  
Senior Campaign Finance Analyst  
Reports Analysis Division